

STATE OF TEXAS
Plaintiff,

V.

EMPLOYERS CASUALTY
COMPANY, EMPLOYERS
NATIONAL INSURANCE
COMPANY AND EMPLOYERS
OF TEXAS LLOYDS
Defendants.

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IN THE DISTRICT COURT

TRAVIS COUNTY, TEXAS

353rd JUDICIAL DISTRICT

Filed in The District Court
of Travis County, Texas

APR 24 2012 BP

At
Amalia Rodriguez-Mendoza, Clerk

**ORDER APPROVING FINAL ACCOUNTING, TERMINATING
EMPLOYERS NATIONAL INSURANCE COMPANY PROCEEDING
AND DISCHARGING RECEIVER AND SPECIAL DEPUTY RECEIVER**

On the undersigned day, the Court considered the *Final Accounting and Application to Terminate Employers National Insurance Company Proceeding and Discharge Receiver and Special Deputy Receiver* (the "Application") filed by Jack M. Webb, Special Deputy Receiver of Employers National Insurance Company (the "SDR" and "ENIC", respectively). After considering the Application, the evidence submitted, and the recommendation of the Special Master appointed in this proceeding (the "Master"), the Court finds as follows:

1. The *Second Amended Order of Reference to Master* (the "Order of Reference") provides that the Application is referred to the Master;
2. The Application was submitted to the Master in accordance with the Order of Reference;
3. Notice of the Application was provided in accordance with TEX. INS. CODE §443.007 (d) and the Order of Reference, and no objections to the Application were filed;
4. The Texas Property & Casualty Insurance Guaranty Association filed its Acknowledgment and Waiver to the Application.
5. The Master has issued a recommendation that the Application should be granted pursuant to Rule 171 of the Texas Rules of Civil Procedure;

6. The Court has jurisdiction over the Application and the parties in interest; and
7. The Application should be GRANTED in all respects.

IT IS THEREFORE ORDERED ADJUDGED AND DECREED as follows:

1. The SDR's Final Accounting is accepted in all respects;
2. The Application is GRANTED in all respects;
3. Eleanor Kitzman, Commissioner of Insurance for the State of Texas, is discharged as Receiver of ENIC, and is released from any further obligations and in connection with the ENIC receivership.
4. Jack M. Webb is discharged as Special Deputy Receiver of ENIC, and is released from any further obligations and from any bonds in connection with the ENIC receivership.
5. The ENIC Receivership proceeding is terminated.
6. The Receiver and the SDR are authorized to take any actions and execute any documents as may be necessary to effectuate this Order.
7. The termination of this proceeding will not affect any immunity available under TEX. INS. CODE § 443.014 (b).
8. This Order is not intended to and shall not create any third party beneficiaries.
9. This Order constitutes a final judgment fully resolving all issues relating to the Application, provided that this Court shall retain jurisdiction to issue further orders pursuant to TEX. INS. CODE Chapter 443.
10. This Order does not terminate the Employers Casualty Company and Employers of Texas Lloyds receivership proceedings, nor does it discharge the Receiver or the SDR in connection with such receiverships.
11. The style of this proceeding shall henceforth be referred to as *State of Texas v. Employers Casualty Company and Employers of Texas Lloyds*.

